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and Seth Ravin*

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

ORACLE USA, INC.; a Colorado corporation; ORACLE AMERICA, INC.; a Delaware corporation; and ORACLE INTERNATIONAL CORPORATION, a California corporation,

Plaintiffs,

v.

RIMINI STREET, INC., a Nevada corporation; and SETH RAVIN, an individual,

Defendants.

CASE NO. 2:10-cv-0106-LRH-VCF

**JOINT STIPULATION AND
[PROPOSED] ORDER TO
WITHDRAW ORACLE’S MOTION
FOR ATTORNEYS’ FEES ON
APPEAL**

Plaintiffs Oracle USA, Inc., Oracle America, Inc., and Oracle International Corp. (together, “Oracle”) and Defendant Rimini Street, Inc. (“Rimini”) (collectively, “Parties”) jointly submit this Stipulation and [Proposed] Order.

WHEREAS, on September 4, 2019, the Court of Appeals for the Ninth Circuit granted Oracle’s motion to transfer consideration of attorneys’ fees on appeal to the district court pursuant to Ninth Circuit Rule 39-1.8, No. 18-16554, ECF No. 57;

WHEREAS, on September 20, 2019, Oracle filed a Motion for Attorneys’ Fees on Appeal, seeking \$207,487.24 in fees incurred from July 2018-July 2019 and estimated it would supplement its motion with approximately \$298,660.80 in fees incurred from July-September 2019, ECF No. 1265 at 11 & n.1, ECF No. 1266 ¶ 7, ECF No. 1267 ¶ 6, ECF No. 1268 ¶ 6;

WHEREAS, the Parties have agreed to a resolution of Oracle’s Motion;

WHEREAS, the Parties agree that the Motion is now moot and should be withdrawn;

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1 THEREFORE, the Parties stipulate, and request that the Court consider the Motion
2 withdrawn.

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4 Dated: October 11, 2019

Dated: October 11, 2019

5 MORGAN, LEWIS & BOCKIUS LLP

GIBSON, DUNN & CRUTCHER LLP

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7 By: /s/ John A. Polito
John A. Polito

By: /s/ Blaine H. Evanson
Blaine H. Evanson

8 *Attorneys for Plaintiffs Oracle USA, Inc.,*
9 *Oracle America, Inc., and Oracle*
International Corporation

Attorneys for Defendants Rimini Street, Inc.,
and Seth Ravin

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13 **IT IS SO ORDERED:**

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16 _____
Hon. Larry R. Hicks
United States District Judge

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18 Dated: __October_____, 2019
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ATTESTATION OF FILER

The signatories to this document are Blaine H. Evanson and me, and I have obtained his concurrence to file this document on his behalf.

Dated: October 11, 2019

MORGAN, LEWIS & BOCKIUS LLP

By: /s/ John A. Polito
John A. Polito

*Attorneys for Plaintiffs Oracle USA, Inc., Oracle
America, Inc., and Oracle International
Corporation*

CERTIFICATE OF SERVICE

I hereby certify that on this date, I caused to be electronically uploaded a true and correct copy in Adobe “pdf” format of the above document to the United States District Court’s Case Management and Electronic Case Filing (CM/ECF) system. After the electronic filing of a document, service is deemed complete upon transmission of the Notice of Electronic Filing (“NEF”) to the registered CM/ECF users. All counsel of record are registered users.

DATED: October 11, 2019

MORGAN, LEWIS & BOCKIUS LLP

By: /s/ John A. Polito

John A. Polito

Attorneys for Plaintiffs Oracle USA, Inc., Oracle America, Inc., and Oracle International Corporation